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Attorneys for Defendant
GILBERT GALAVIZ

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GILBERT GALAVIZ,

Defendant.

Case No. 1:20-cr-00005 NONE-SKO

**STIPULATION TO CONTINUE
SENTENCING, [PROPOSED] ORDER
THEREON**

Date: December 11, 2020
Time: 9:30 a.m.
Judge: Hon. Dale A. Drozd

IT IS HEREBY STIPULATED by and between the parties through their respective counsel that the sentencing hearing scheduled for November 19, 2020 may be may be continued to December 11, or the soonest time thereafter convenient to the court.

Mr. Galaviz has a severe substance abuse problem, reaching back to his early teens, but has never participated in an intensive treatment program. Mr. Galaviz has participated in a physical at the Fresno county jail and some medical records have been provided to counsel, but additional records are needed to determine whether Galaviz' physical condition qualifies him for acceptance into treatment. Because defense counsel will be out of the office from November 10, 2020 through November 17, 2020, additional time is needed to obtain and evaluate additional medical records prior to sentencing. This continuance is requested to allow time for Galaviz to establish whether he meets the physical requirements, so the Court will know whether Galaivz is

1 eligible for a residential treatment program when considering his request.

2 The parties agree the delay resulting from this request shall be excluded in the
3 interests of justice, and for effective defense investigation and preparation, pursuant to 18
4 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

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6 McGREGOR W. SCOTT
United States Attorney

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8 DATED: November 9, 2020

By /s/ Laurel J. Mopntoya
LAUREL J. MONTOYA
Assistant United States Attorney
Attorneys for Plaintiff

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11 HEATHER E. WILLIAMS
Federal Defender

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13 DATED: November 9, 2020

By /s/ Eric V. Kersten
ERIC V. KERSTEN
Assistant Federal Defender
Attorneys for Defendant
GILBERT GALAVIZ

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18 **ORDER**

19 **IT IS SO ORDERED.** For the reasons set forth above sentencing is continued to
20 December 11, 2020.

21 **IT IS SO ORDERED.**

22 Dated: **November 9, 2020**

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UNITED STATES DISTRICT JUDGE